IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF PENNSYLVANIA

DORIS HOGSTON, Executor of : CONSOLIDATED UNDER Estate of HARRY HOGSTON, : MDL 875

Plaintiff,

v.

: CIVIL ACTION ALLIS-CHALMERS CORP., et al : NO. 06-67847

Defendant.

ORDER

AND NOW, this 3rd day of December, 2009, it is hereby ORDERED that Plaintiff's motion to strike supplement to NSI's reply memorandum in support of their motion for summary judgment (doc. no. 47) is **DENIED**.

It is further **ORDERED** that Defendant NSI's motion for summary judgment (doc. no. 24) is **GRANTED**.

AND IT IS SO ORDERED.

S/Eduardo C. Robreno

EDUARDO C. ROBRENO, J.